



DEPARTMENT OF THE ARMY

US Army Criminal Investigation Command  
Fort Hood CID Office  
6th Military Police Group, USACIDC P.O. Box V  
Fort Hood, Texas, 76544-0740

WC4HAA

2015/06/02

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Law Enforcement Report - SIR (Category 2)/Final - 00293-2015-CID034-072284-5H1A

1. Offense: Murder (UCMJ - Article 118, UCMJ: Murder) (Unfounded)
2. Dates/Times/Locations of Occurrences: 0001, 01 Nov 08 - 2359, 09 Mar 09; JSS Oubaidy, El Sauter, Iraq
3. Date/Time Reported: 1025, 09 Mar 15
4. Investigated By: (b)(6) (b)(7)(C)
5. Subjects/Suspects: (b)(6) (b)(7)(C) SGT; XXX-XX (b)(6) (b)(7)(C) Male; White; C Company, 2nd Squadron, 38th Cavalry Regiment, 504th Battlefield Surveillance Brigade, Fort Hood, TX, 76544; FC; [Murder (Unfounded)]
6. Victims: NONE; [Murder (Unfounded)]

7. Report Summary:

This office was notified by Mr. (b)(6) (b)(7)(C) Center Counsel, Carl R. Darnall Army Medical Center (CRDAMC), Fort Hood, TX 76544 (FHTX), that SGT (b)(6) (b)(7)(C) killed innocent civilians while deployed to Iraq between 2008 and 2009.

Investigation determined when SGT (b)(6) (b)(7)(C) answered a physical evaluation board (PEB) questionnaire wherein he self-reported he "shot a bunch of innocent people" (b)(6) (b)(7)(C) SGT (b)(6) (b)(7)(C) did so because the area of Iraq where enemy combatants attacked his units acted innocent at times and would then attack Soldiers. It was determined no probable cause existed to believe that SGT

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(b)(6) (b)(7)(C) killed innocent civilians while deployed to Iraq or that he committed the offense of Murder.

CPT (b)(6) (b)(7)(C) Trial Counsel, 504th Battlefield Surveillance Brigade, FHTX, concurred no probable cause existed to believe SGT (b)(6) (b)(7)(C) committed the offense of Murder.

CID Reports of Investigation may be subject to a Quality Assurance Review by CID higher headquarters.

8. Unique Circumstances:

Subject Position: N/A

Victim Position: N/A

Relationship: N/A

9. Media Interest: None

10. Exhibits:

a. Attached:

- (1) Agent's Investigation Report (AIR) of SA (b)(6) (b)(7)(C) 9 Mar 15.
- (2) Copy of memo of Mr. (b)(6) (b)(7)(C) 2 Mar 15.
- (3) Waiver Certificate and statement of SGT (b)(6) (b)(7)(C) 9 Mar 15.
- (4) AIR of SA (b)(6) (b)(7)(C) 2 Jun 15.
- (5) Copy of Medical Records of SGT (b)(6) (b)(7)(C) (USACRC and file copies only)
- (6) CD containing medical records of SGT (b)(6) (b)(7)(C) (USACRC and file copies only)

b. Not Attached: None

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The copies of originals retained at the CRC become the original exhibits of record when the final disposition of the originals retained by this office occurs IAW AR 25-400-2.

Commanders are reminded of the provisions of AR 600-8-2 pertaining to suspension of favorable personnel actions and AR 380-67 for the suspension of security clearances of persons under investigation. Army Law Enforcement reports are exempt from automatic termination of protective markings in accordance with Chapter 3, AR 25-55. In accordance with AR 340-21, AR190-45, and DOD 5400.7-R, information contained in this report is law enforcement sensitive, confidential and private in nature, and any further distribution (forwarding to unauthorized personnel) without the authorization of the Provost Marshal General will be in violation of the UCMJ and USC.

Report Prepared By

Report Approved By

(b)(6) (b)(7)(C)

(b)(6) (b)(7)(C)

Signature Authority

DISTRIBUTION:

504th BfSB, 2-38 IN REGT, CDR CDR, 2-38 IN REGT, 504th BfSB, Fort Hood, TX 76544

504th BfSB, CDR CDR, 504th Battlefield Surveillance BDE, Fort Hood, TX 76544 (Email Only)

504th BfSB, SJA, Trial Counsel Trial Counsel, SJA, 504th BfSB, Fort Hood, TX 76544  
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Deputy Installation PM, FHTX Provost Marshal Installation (Deputy), FHTX DES, DEPUTY CDR (ALL REPORTS) DEPUTY CDR, DES, Fort Hood, TX 76544 (Email Only)

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DES, DIR DIR, DES, Fort Hood, TX 76544 (Email Only)

DES, INTEL (All reports) Intelligence Section, DES, Fort Hood, TX 76544 (Email Only)

DES, STATION COMMANDER, FHTX DES, ATTN: Station CDR, Fort Hood, TX 76544 (Email Only)

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III CORPS, SJA, Senior Trial Counsel Senior Trial Counsel, SJA, III CORPS, Fort Hood, TX 76544 (Email Only)

IMA, CDR, Fort Hood Garrison Garrison CDR, Fort Hood, TX 76544 (Email Only)

CASE HISTORY:

00293-2015-CID034

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